

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF KENTUCKY  
SOUTHERN DIVISION OF LONDON

EAGLE MINING, LLC	)	
	)	Case No. 5:14-CV-00105-ART
Plaintiff	)	
	)	ELECTRONICALLY FILED
v.	)	
	)	
ELKLAND HOLDINGS, LLC	)	
	)	
Defendant	)	

**DEFENDANT’S MOTION TO STAY OR, IN THE ALTERNATIVE,  
FOR AN ORDER HOLDING ALL FURTHER ACTIONS REGARDING  
DEFENDANT’S MOTION TO PARTIALLY VACATE OR MODIFY IN ABEYANCE**

Defendant Elkland Holdings, LLC (“Elkland”), pursuant to Federal Arbitration Act, 9 U.S.C. § 12, respectfully moves this Court for entry of an order staying further proceedings by Plaintiff Eagle Mining, LLC (“Eagle”), or, in the alternative, for the Court to enter an order holding all further action regarding Elkland’s Motion to Vacate or Modify (Docket No. 21) to be held in abeyance pending resolution of Elkland’s Motion to Dismiss for Lack of Personal Jurisdiction and Improper Venue, or, in the Alternative, Motion to Transfer (Docket No. 15).

A memorandum in support of this Motion is submitted herewith.

Respectfully submitted,

/s/ David A. Owen

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COUNSEL FOR DEFENDANT

ELKLAND HOLDINGS, LLC

**CERTIFICATE OF SERVICE**

I hereby certify that on the 20th day of June, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notice of electronic filing to the following counsel of record:

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